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Attorney Reference: DTE-101-C

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant/Appellant: Thomas E. Dungan
Serial Number: 10 / 066,205
Filing Date: June 27, 2002
Group Art Unit: 3739
Examiner: Ahmed M. Farah
Title: **FREQUENCY MODULATOR**

NOTICE OF APPEAL

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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TECHNOLOGY CENTER R3700

Sir:

Applicant hereby appeals to the Board of Appeals from an Examiner's Action (dated July 27, 2004), which is the Examiner's final rejection of Claims 1-6 (all claims pending herein).

A timely response to the Examiner's Action was due October 27, 2004. Applicant's Petition for a two-month extension of time (and fee therefor) is being filed contemporaneously with this Notice, setting the time for response to December 27, 2004..

Enclosed is a check in the amount of \$475.00, which amount is the combined cost of the fees to cover the cost of filing this Notice (\$250.00) and the cost of filing the Petition (\$225.00).

Applicant is a small entity.

Respectfully submitted,

Arnold S. Weintraub / by CD Law

Arnold S. Weintraub, Reg. 25523
The Weintraub Group, P.L.C.
32000 Northwestern Highway, Suite 240
Farmington Hills, MI 48334
(248) 865-9430

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Dated: December 27, 2004